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Document Description: Petition for Review by the Office of Petitions

PTO/SB/64 (06-09)

Approved for use through 07/31/2009. OMB 0591-0031

U.S. Patent and Tradomark Office; U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN APPLICATION FOR PARABANDONED UNINTENTIONALLY UNDER 37 CFR 1.1	ATENT Docket Number (Optional) 137(b) 411963.0036
First named inventor: BISSETT, Andrew Sean	
Application No.: 10/520,789	Art Unit: 3781
Filed: 08/22/2005	Examiner: Eloshway, N.
Title: FAST FIT BOTTLE MOUNT	
Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 FAX (571) 273-8300	which form already gentest Detitions
NOTE: If information or assistance is needed in completing Information at (571) 272-3282.	g this form, please contact Petitions
The above-identified application became abandoned for failure to file a tin United States Patent and Trademark Office. The date of abandonment is for reply in the office notice or action plus any extensions of time actually	the day after the expiration date of the period set
APPLICANT HEREBY PETITIONS FOR REVIVAL	L OF THIS APPLICATION
 NOTE: A grantable petition requires the following items: (1) Petition fee; (2) Reply and/or issue fee; (3) Terminal disclaimer with disclaimer fee - required for before June 8, 1995; and for all design applications (4) Statement that the entire delay was unintentional 	or all utility and plant applications filed s; and
1. Petition Fee	
Small entity-fee \$ 810 (37 CFR 1.17(m)). Application c	
Other than small entity-fee \$ (37 CFR 1.17(m)))
Reply and/or fee A. The reply and/or fee to the above-noted Office action in the form of Notice of Appeal	(identify type of reply):
has been filed previously on	
is enclosed herewith.	
The issue fee and publication fee (if applicable) of \$ hee been said assuigned, as	
has been paid previously on is enclosed herewith.	
[Page 1 of 2]	

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form end/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Tradomark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the farm, cell 1-800-PTQ-9199 and select option 2.



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PTO/SB/64 (06-09)
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3. Terminal disclaimer with disclaimer fee Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required. A terminal disclaimer fand disclaimer fee (37 CFR 1.20(d)) of \$	Under the Paperwork Reduction Act of 1985, no persons are re-	ruined to respond to a collection of information unless it displays a valid CMB control number	
A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ for a small entity of \$ other than a small entity) disclaiming the required reprived from the due date for the required reprived from the filling of a grantable petition under 37 CFR 1.137(b) was unintentional. (NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filling a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (ID).] Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity thet. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support to identify thet. Personal information information is included in documents submitted to the USPTO. Petitioner/applicant advised that the record of a patient application information is included in documents authorization that the USPTO. Petitioner/applicant advised that the record of a patient application is information is included in documents authorization to the USPTO. Petitioner/applicant advised that the record of a patient application is evaluable to the unit of the USPTO. Petitioner/applicant advised that the record of a patient application is evaluable to the understand that the patient of the application of the app			
dother than a small entity) disclaiming the required period of time is enclosed nerewith (see PTUS-BIO3). 4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. (NDTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).] Petitioner/applicant is custioned to avoid submitting personal information in documents filed in a petient application that may contribute to identify their. Personal information from PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO. Petitioner/applicants should consider redocting such personal information from the documents before submitting them to the USPTO. Petitioner/applicants should consider redocting such personal information in included in documents submitted to the USPTO. Petitioner/applicants should consider redocting such personal information in included in documents submitted to the USPTO. Petitioner/applicants should consider redocting such personal information from the documents before submitting them to the USPTO. Petitioner/applicants should consider redocting such personal information in included in documents submitted to the USPTO. Petitioner/applicant is advised that the record of a petition application of the submitted should be applied to the petition of the application and the application and the application and the application of the application of the application of the application and the applica	Since this utility/plant application was filed on or a	fter June 8, 1995, no terminal disclaimer is required.	
grantable petition under 37 CFR 1.137(b) was unintentional. (NOTE: The United States Patent and Trademark Omco may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).] **WARNING:** Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identify thet. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for personal numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for personal information is included in documents submitted to the USPTO to support a petition or an application. If this type of personal information is included in document authorized to the USPTO, petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.13(s). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available. Gregory Stephens	A terminal disclaimer (and disclaimer fee (37 CFF other than a small entity) disclaiming the required	t 1.20(d)) of \$ for a small entity or \$ for period of time is enclosed herewith (see PTO/SB/63).	
Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identify their. Personal information such as social security numbers, but account numbers, or credit can dauthorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the explication (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a publication ray also be available. Gregory Stephens	grantable petition under 37 CFR 1.137(b) was unintention require additional information if there is a question as to w	a!, [NOTE: The United States Patent and Trademark Office may thether either the abandonment or the delay in filing a petition	
Type or Printed name 4721 Emperor Blvd Suite 400 Address Durham, NC 27703 Address Enclosures: Fee Payment Reply Terminal Disclaimer Form Additional sheets containing statements establishing unintentional delay Other: Pre Appeal Request Remarks CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)] I hereby certify that this correspondence is being: Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450. Alexandria, VA 22313-1450. July 21, 2009 Date Date Date Date Date Date Date Date Date Jean Dozier	Petitioner/applicant is cautioned to avoid submitting personal into identity theft. Personal information such as social security nucleck or credit card authorization form PTO-2038 submitted for petition or an application. If this type of personal information is is should consider redacting such personal information from the dradvised that the record of a patent application is available to the request in compliance with 37 CFR 1.213(a) is made in the application dapplication may also be available to the public if the (see 37 CFR 1.14). Checks and credit card authorization forms	ormation in documents filed in a patent application that may contribute mbers, bank account numbers, or credit card numbers (other than a payment purposes) is never required by the USPTO to support a included in documents submitted to the USPTO, petitioners/applicants occuments before submitting them to the USPTO. Petitioner/applicant is public after publication of the application (unless a non-publication icitation) or issuance of a patent. Furthermore, the record from an application is referenced in a published application or an issued patent	
Type or Printed name 4721 Emperor Blvd Suite 400 Address Durham, NC 27703 Address Enclosures: Fee Payment ✓ Reply — Terminal Disclaimer Form ✓ Additional sheets containing statements establishing unintentional delay ✓ Other: Pre Appeal Request Remarks CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)] I hereby certify that this correspondence is being: — Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450. Alexandria, VA 22313-1450. July 21, 2009 Date Jean Dozier	Gueson Styl	July 21, 2009	
Type or Printed name 4721 Emperor Blvd Suite 400 Address Durham, NC 27703 Address Enclosures: Fee Payment Registration Number, If applicable 919 981 4318 Telephone Number Telephone Number Telephone Number Address Enclosures: Fee Payment Reply Terminal Disclaimer Form Additional sheets containing statements establishing unintentional delay Other: Pre Appeal Request Remarks CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)] I hereby certify that this correspondence is being: Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450. Alexandria, VA 22313-1450. Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300. July 21, 2009 Date Jean Dozier	Signature		
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Typed or printed name of person signing certificate		Jean Dozier	
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Serial No.: Filing Date: Atty Docket:	Andrew Sean Bissett 10/520,789 Aug. 22, 2005 411963.0036)) Examiner: Elos) Art Unit: 3781) Confirmation N	
Title: Fast Fit E	Bottle Mount))	

Attn: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Fax (571) 273-8300

STATEMENT OF UNINTENTIONAL DELAY AND AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

Sir:

The above captioned application was unintentionally abandoned for failure to file a timely proper response to the office action of December 19, 2008.

Applicant did file a pre-appeal request in a timely manner on March 4, 2009 but inadvertently omitted a Notice of Appeal. Thus, Applicant has always intended this application to be further prosecuted. The Notice of Appeal and requisite fee is filed along with the present petition.

Attorney Docket: 411963.0036 Serial No.: 10/520,789 Statement of Unintentional Delay

Applicant requests re-instatement of the above captioned application and to proceed with the pre-appeal request as filed on March 4, 2009.

The Director is hereby authorized to charge Deposit Account No. 50-0766 for the fees indicated on the enclosed Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.137(b) and the Notice of Appeal.

Date: July 21, 2009

Respectfully submitted,

Gregory Stephens Attorney for Applicants Registration No. 41,329 Williams Mullen

Williams Mullen PO Box 12109

Research Triangle Park, NC 27709-2109

(Tel) 919.981.4318

gstephens@williamsmullen.com